

## **SCR CHAPTER 80**

### **PUBLICATION OF OPINIONS**

JUDICIAL COUNCIL COMMITTEE'S NOTE, 1979: The following rules, governing the publication of opinions of the court of appeals and supreme court, were adopted by the supreme court on December 19, 1975, effective January 1, 1976. The rules were originally numbered 2 to 4 and have been clarified and numbered SCR 80.01 to 80.03 for uniformity and convenience and redrafted to reflect the existence of the court of appeals.

#### **SCR 80.001 Definition.**

In this chapter, “public domain citation” means the calendar year in which an opinion, rule, order, or other item that is to be published is issued or ordered to be published, whichever is later, followed by the designation of the court issuing the opinion, rule, order, or other item, followed by the sequential number assigned to the opinion, rule, order, or other item by the clerk of the court, in the following form:

2000 WI 14

2001 WI App 9

#### **SCR 80.01 Official publications.**

(1) The supreme court designates the Wisconsin Reports as published by Lawyers Cooperative Publishing and the Wisconsin Reporter edition of the North Western Reporter published by West Group as official publications of the opinions, rules, and orders of the court of appeals and the supreme court and other items designated by the supreme court. If any authorized agency of this state publishes the opinions, rules, orders, and other matters of the court of appeals and the supreme court in a format approved by the supreme court after January 1, 1979, that publication shall also be designated as an official publication.

(2) The official publication of each opinion, rule, order, and other item of the supreme court issued on or after January 1, 2000, shall set forth the public domain citation of the opinion, rule, order, or other item and shall include the paragraph numbering of the opinion.

(3) The official publication of each opinion, rule, order, and other item of the court of appeals ordered to be published on or after January 1, 2000, shall set forth the public domain citation of the opinion, rule, order, or other item and shall include the paragraph numbering of the opinion.

#### **SCR 80.02 Proper citation.**

(1) The citation of any published opinion of the court of appeals or the supreme court in the table of cases in a brief and the initial citation in a memorandum or other document filed with the court of appeals or the supreme court shall include, in the order set forth, a reference to each of the following:

- (a) the public domain citation, if it exists;
- (b) the volume and page number of the Wisconsin Reports in which the opinion is published;
- (c) the volume and page number of the North Western Reporter in which the opinion is published;

(2) Subsequent citations shall include at least one of the references in sub. (1) and shall be internally consistent.

(3) (a) Citation to specific portions of an opinion issued or ordered to be published prior to January 1, 2000, shall be by reference to page numbers, in the following form:

*Smith v. Jones*, 214 Wis. 2d 408, 412.

*Doe v. Roe*, 595 N.W.2d 346, 352.

(b) Citation to specific portions of an opinion issued on or after January 1, 2000, shall be by reference to paragraph numbers, in the following form:

*Smith v. Jones*, 2000 WI 14, ¶6

*Smith v. Jones*, 214 Wis. 2d 408, ¶12

*Doe v. Roe*, 2001 WI App 9, ¶17

*Doe v. Roe*, 595 N.W.2d 346, ¶27

(c) Citation to specific portions of an opinion issued prior to January 1, 2000, and ordered to be published after January 1, 2000, shall be by reference to paragraph numbers if they exist or to page numbers if paragraph numbers do not exist.

### **SCR 80.03 Title.**

Lawyers Cooperative Publishing is authorized to designate the reports published by it as “Wisconsin Reports” provided that “Callaghan’s” is a prefix to the title.